

REMARKS

In the Office Action dated July 27, 2006, claims 1-7, 9-12, 14-17, 19-28, 30-33, 36-43 and 46-56 are pending in the application. Claims 1, 2, 4, 10-12, 14, 20-27, 30-33, 36, 37, 41, 42, and 46-56 are rejected. Claims 5-7, 9, 15-17, 19, 28-31, and 38-40 are objected to as being dependent upon a rejected base claim. Claims 46-56 stand rejected under 35 U.S.C. 112 as being indefinite for failing to particularly point out and distinctly claim the subject matter. Applicant traverses the rejections. However, to move prosecution forward, Applicant cancels claims 5, 15, 26, 28, 37-38, and 42-56 and amends claims 1, 6, 7, 11, 16, 17, 21, 25, 27, 32, 33, 39, and 41. No new matter is added.

Applicants cancel claims 42-56, thereby obviating the § 112 rejections of these claims.

Applicant amends independent claim 1 to include the subject matter of objected to (and now canceled) claim 5. Applicant amends claims 6 and 7 to depend from claim 1, instead of now canceled claim 5. Thus, Applicant submits claims 1, 2, 4, 6, 7, 9, and 10 are in condition for allowance.

Applicant amends independent claim 11, to incorporate the subject matter of objected to (and now canceled) claim 15. Applicant amends claims 16 and 17 to depend from claim 11, instead of now canceled claim 15. Thus, Applicant submits claims 11, 12, 14, 16, 17, 19, and 20 are in condition for allowance.

Applicant amends independent claim 21 such that its subject is substantially similar to that of amended independent claims 1 and 11. Claims 22-25 depend on claim 21 and add further limitations thereto. Thus, Applicant submits claims 21-25 are in condition for allowance.

Applicant amends independent claim 25 to incorporate the subject matter of claims 26 and objected to 28. Applicant amends claim 27 to depend on claim 25. Thus Applicant submits claims 25, 27, 30 and 31 are in condition for allowance.

Applicant amends independent claim 32 to incorporate subject matter from claims 26 and 28, such that the subject matter of independent claim 32 is substantially similar to that of claim 25. Thus Applicant submits claim 25 is in condition for allowance.

Applicant amends independent claim 33 to incorporate the subject matter of claim 37 and objected to claim 38. Applicant amends claim 39 to depend on claim 33. Thus, Applicant submits claims 33, 36, 39 and 40 are in condition for allowance.

Applicant amends independent claim 41 to incorporate the subject matter of claim 42 and objected to claim 43. Thus, Applicants submit independent claim 41 is in condition for allowance.

In view of the above amendment, Applicant believes the pending application is in condition for allowance.

Applicant believes no fee is due with this response other than as reflected on the enclosed Amendment Transmittal. However, if a fee is due, please charge our Deposit Account No. 18-1945, under Order No. BBNT-P02-369 from which the undersigned is authorized to draw.

Dated: October 24, 2006

Respectfully submitted,

By 

Edward A. Gordon, Esq.

Registration No.: 54,130

FISH & NEAVE IP GROUP, ROPES & GRAY
LLP

One International Place
Boston, Massachusetts 02110-2624
(617) 951-7000
(617) 951-7050 (Fax)
Attorneys/Agents For Applicant